



BN/SB/30

# Request For Continued Examination (RCE) Transmittal

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450A

Application Number	09/763,415
Filing Date	May 16, 2001
First Named Inventor	Falk FISH
Art Unit	1645
Examiner Name	JANA A. HINES
Attorney Docket Number	FISH4

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☒ Other Request entry of the Amendment filed on December 28, 2004
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required).
- b. ☐ Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when RCE is filed.

- a. ☒ The director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-4035
- |  |                                     |           |
|--|-------------------------------------|-----------|
| i. <input checked="" type="checkbox"/> RCE fee required under 37 CFR 1.17(e) \$790.00                        | 03/30/2005 CCHAU1 00000035 09763415 |           |
| ii. <input checked="" type="checkbox"/> Third Month Extension of time fee (37 CFR. 1.136 and 1.17) \$1020.00 | 01 FC:1801                          | 790.00 DP |
| iii. <input type="checkbox"/> Other _____  | 03/30/2005 CCHAU1 00000036 09763415 |           |
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed (Check No. \_\_\_\_\_) 01 FC:1253 1020.00 DP
- c. ☒ Payment by credit card (Form PTO-2038 enclosed) authorized in the amount of \$ 1810.00

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

4. ☒ Provisional extension of time if needed. Applicants authorize any charge of additional fees (except issue fee) that may be required in connection with this application to Deposit Account No. 02-4035.

**SIGNATURE OF APPLICANT, ATTORNEY, AGENT REQUIRED**

Name (Print/Type)	Anne M. Kornbau	Registration No. (Attorney/Agent)	25,884
Signature		Date	March 29, 2005

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)		Registration No. (Attorney/Agent)	
Signature		Date	